

AMENDED IN ASSEMBLY APRIL 21, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2071

Introduced by Assembly Member Levine

February 20, 2014

An act to add Section 13521.1 to the Water Code, relating to recycled water.

LEGISLATIVE COUNSEL’S DIGEST

AB 2071, as amended, Levine. Recycled water: pasture animals.

Existing law requires the State Department of Public Health to establish uniform statewide recycling criteria for each varying type of use of recycled water where the use involves the protection of public health.

This bill would ~~require~~ *require, by December 31, 2016, the department* ~~department, in consultation with the Department of Food and Agriculture, to approve~~ *determine if the use of disinfected tertiary treated recycled water for the purpose of providing water to pasture animals; by January 1, 2016, unless the department determines that this use would harm public health. animals would be safe for public and animal health.* This bill would require the department to establish uniform statewide recycling criteria for the use of recycled water for the purpose of providing water to pasture animals if the department determines that the use of *disinfected* tertiary treated recycled water for this purpose would harm public or animal health. *The bill would authorize the department to approve the use of disinfected tertiary treated recycled water for this purpose if the department determines that its use would not harm public or animal health but would prohibit the use of disinfected tertiary treated recycled water in the water supply for dairy*

animals that are currently producing dairy products for human consumption.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 13521.1 is added to the Water Code, to
2 read:

3 13521.1. ~~Prior to January 1, 2016, (a) By December 31, 2016,~~
4 ~~the State Department of Public Health Health, in consultation with~~
5 ~~the Department of Food and Agriculture, shall approve determine~~
6 ~~if the use of disinfected tertiary treated recycled water water, as~~
7 ~~defined by Section 60301.230 of Title 22 of the California Code~~
8 ~~of Regulations, for the purpose of providing water to pasture~~
9 ~~animals unless the State Department of Public Health determines~~
10 ~~that this use would harm public health. animals, would be safe for~~
11 ~~public and animal health. If the State Department of Public Health~~
12 ~~determines that the use of disinfected tertiary treated recycled water~~
13 ~~for the purpose of providing water to pasture animals would harm~~
14 ~~public or animal health, the State Department of Public Health~~
15 ~~shall establish uniform statewide recycling criteria for the use of~~
16 ~~disinfected tertiary recycled water for the purpose of providing~~
17 ~~water to pasture animals. Except as provided in subdivision (c), if~~
18 ~~the State Department of Public Health determines that the use of~~
19 ~~disinfected tertiary treated recycled water for the purpose of~~
20 ~~providing water to pasture animals would not harm public or~~
21 ~~animal health, the State Department of Public Health may approve~~
22 ~~the use of disinfected tertiary treated recycled water for these~~
23 ~~purposes.~~

24 (b) *In evaluating the use of disinfected tertiary treated recycled*
25 *water for the purpose of providing water to pasture animals, the*
26 *State Department of Public Health shall consider all of the*
27 *following:*

28 (1) *Recommendations from the Advisory Panel on Constituents*
29 *of Emerging Concerns in Recycled Water.*

30 (2) *State-funded research performed pursuant to Section 79144*
31 *and subdivision (b) of Section 79145.*

32 (3) *Research by the state board relating to unregulated*
33 *pollutants.*

1 (c) *Disinfected tertiary treated recycled water shall not be used*
2 *in the water supply for dairy animals that are currently producing*
3 *dairy products for human consumption.*

4 (d) *A person shall not be required to use disinfected tertiary*
5 *treated recycled water for the purposes described in this section.*

6 (e) *The adoption of uniform statewide recycling criteria pursuant*
7 *to this section shall be subject to the provisions of Chapter 3.5*
8 *(commencing with Section 11340) of Part 1 of Division 3 of Title*
9 *2 of the Government Code.*